

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 84

BY EDUCATION COMMITTEE

AN ACT

RELATING TO SCHOOL AGE; AMENDING SECTION 33-201, IDAHO CODE, TO
REVISE PROVISIONS RELATING TO SCHOOL AGE FOR PURPOSES OF
ENROLLMENT IN FIRST GRADE AND TO MAKE A TECHNICAL CORRECTION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 33-201, Idaho Code, be, and the same is hereby amended to
read as follows:

33-201. SCHOOL AGE. The services of the public schools of this state are extended
to any acceptable person of school age. "School age" is defined as including all persons
resident of the state, between the ages of five (5) and twenty-one (21) years. For the purposes
of this section, the age of five (5) years shall be attained when the fifth anniversary of birth
occurs on or before the first day of September of the school year in which the child is to
enroll in kindergarten. For a child enrolling in the first grade, the age of six (6) years must
be reached on or before the first day of September of the school year in which the child
is to enroll. Any child of the age of five (5) years who has completed a private or public
~~out-of-state~~ kindergarten for the required four hundred fifty (450) hours but has not reached the
"school age" requirement in Idaho shall be allowed to enter the first grade following successful
completion of an assessment approved by the state department of education and administered
by the school ten (10) working days prior to the start of the school's school year. The
assessment approved by the state department of education shall ascertain the child's readiness
to enter and be successful in the first grade and shall be utilized on a statewide basis.

For resident children with disabilities who qualify for special education and related
services under the federal individuals with disabilities education act (IDEA) and subsequent
amendments thereto, and applicable state and federal regulations, "school age" shall begin at
the attainment of age three (3) years and shall continue through the semester of school in which
the student attains the age of twenty-one (21) years.